

UNITED STATES DISTRICT COURT  
for the  
EASTERN DISTRICT OF NORTH CAROLINA

**U.S.A. vs. Kelvin Guilford Carter**

**Docket No. 7:00-CR-91-1BO**

**Petition for Action on Supervised Release**

COMES NOW Mark Culp, U.S. Probation Officer of the court, presenting a petition for modification of the Judgment and Commitment Order of Kelvin Guilford Carter, who, upon an earlier plea of guilty to 21 U.S.C. § 841 (a)(1), Possession with Intent to Distribute more than 5 Grams of Cocaine Base (crack), was sentenced by the Honorable James C. Fox, Senior U.S. District Judge, on December 18, 2000, to the custody of the Bureau of Prisons for a term of 211 months. It was further ordered that upon release from imprisonment the defendant be placed on supervised release for a period of 60 months.

Kelvin Guilford Carter was released from custody on September 10, 2018, at which time the term of supervised release commenced. From evidence presented at a revocation hearing on April 11, 2018, the court found that this offender violated the terms of his supervision. The court ordered that the offender's term of supervised release be revoked, and the offender be imprisoned for a term of 6 months, with a 12-month term of supervised release to commence upon the offender's release from prison.

**RESPECTFULLY PRESENTING PETITION FOR ACTION OF COURT FOR CAUSE AS FOLLOWS:** The offender submitted a urine sample on December 6, 2018, which tested positive for cocaine. When confronted with the results on December 27, 2018, the offender admitted to the use and stated that he used poor judgement during a party.

The defendant signed a Waiver of Hearing agreeing to the proposed modification of supervision.

**PRAYING THAT THE COURT WILL ORDER** that supervised release be modified as follows:

1. The defendant shall participate as directed in a program approved by the probation office for the treatment of narcotic addiction, drug dependency, or alcohol dependency which will include urinalysis testing or other drug detection measures and may require residence or participation in a residential treatment facility.

Except as herein modified, the judgment shall remain in full force and effect.

Reviewed and approved,

I declare under penalty of perjury that the foregoing  
is true and correct.

/s/ Michael C. Brittain

Michael C. Brittain  
Supervising U.S. Probation Officer

/s/ Mark Culp

Mark Culp  
U.S. Probation Officer  
150 Rowan Street Suite 110  
Fayetteville, NC 28301  
Phone: 910-483-8613  
Executed On: December 27, 2018

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**ORDER OF THE COURT**

Considered and ordered this 27 day of December, 2018, and ordered filed and made a part of the records in the above case.

Terrence W. Boyle  
Terrence W. Boyle  
Chief United States District Judge